

KEVIN V. RYAN (CSBN 118321)
 United States Attorney
 JOANN M. SWANSON (CSBN 88143)
 Chief, Civil Division
 SARA WINSLOW (DCBN 457643)
 Assistant United States Attorney

450 Golden Gate Ave., Box 36055
 San Francisco, CA 94102
 Telephone: (415) 436-6925
 Facsimile: (415) 436-6748
 Email: Sara.Winslow2@usdoj.gov

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

JIEMEI CHEN,)	No. C 05-0720 EDL
)	
Plaintiff,)	THIRD STIPULATION FOR EXTENSION
)	OF TIME TO RESPOND TO COMPLAINT
v.)	AND TO CONTINUE THE CASE
)	MANAGEMENT CONFERENCE;
MICHAEL CHERTOFF, Secretary of the)	[PROPOSED] ORDER
Department of Homeland Security, et al.,)	
)	
Defendants.)	

Subject to approval of the Court, the parties hereby stipulate as follows:

1. According to the records of the Department of Homeland Security, the Plaintiff's beneficiaries are ready for fingerprinting and visa issuance as soon as certain requested documents are received by the consulate in Ghangzhou, China.
2. Plaintiff's husband has advised the consulate that he asked a friend to deliver the documents in question to the consulate earlier this month. However, it does not appear that the documents have been received by the appropriate section in the consulate. The parties are attempting to track down the documents. Once this is accomplished, this case will be moot.
3. In order to provide the parties additional time to resolve this issue and moot the case, we request that the Court approve a third extension of time, up to and including September 1, 2005, for the Defendants to respond to the Complaint. The parties also ask that the Court continue the

1 case management conference from August 16, 2005 to September 20, 2005, in the expectation
2 that they can resolve the matter prior to the due date for the case management conference
3 statement. The parties recognize the Court's patience in granting two extensions to date, and we
4 anticipate that this will be the final extension request.

5
6 DATED: July 27, 2005

Respectfully submitted,

7 KEVIN V. RYAN
8 United States Attorney

9 /s/ Sara Winslow
10 SARA WINSLOW
11 Assistant United States Attorney

12 DATED: July 27, 2005

Respectfully submitted,

13 BAUGHMAN & WANG

14 /s/ Justin X. Wang
15 JUSTIN X. WANG
16 Attorneys for Plaintiff

17 **ORDER**

18 Pursuant to the stipulation of the parties and good cause appearing therefor, IT IS SO
19 ORDERED.

20
21 DATED: July 27, 2005



22 ELIZABETH D. LAPORTE
23 United States Magistrate Judge
24
25
26
27
28